GOVERNMENT OF INDIA
LABOUR AND EMPLOYMENT
LOK SABHA

UNSTARRED QUESTION NO:4308
ANSWERED ON:07.05.2007
DEFAULTER INDUSTRIES
Chakraborty Shri Ajay

Will the Minister of LABOUR AND EMPLOYMENT be pleased to state:

(a) the details about total number of defaulters in depositing the PF amounts with the authority though collected from the workers and employees during each of the last three years, State-wise;

(b) whether the Government has taken any action to recover the amount;

(c) if so, the details of the outstanding PF amount collected from the workers but not deposited with the PF authorities;

(d) whether the Government has also taken any penal action against the erring companies; and

(e) if so, the details thereof?

Answer

MINISTER OF THE STATE (INDEPENDENT CHARGE) IN THE MINISTRY OF LABOUR AND EMPLOYMENT (SHRI OSCAR FERNANDES)

(a): The number of defaulting establishments (un-exempted sector) as on 31st March, 2004, 2005 and 2006 was 51990, 40608 & 76476 respectively. This includes the establishments which have defaulted in remittance of employees` share of contribution.

(b): Recovery of dues is effected in accordance with the provisions of the Employees` Provident Funds & Miscellaneous Provisions Act, 1952. This includes prosecution under Section 14 of the Act, filing of complaints under Section 406/409 of IPC, attachment of properties/bank accounts and arrest of defaulters.

(c): The amount outstanding from defaulting establishments (including employees` share) was Rs. 1724.19 crore (un-exempted sector) as on 31.03.2006.

(d) & (e): Complaints under Section 406/409 of Indian Penal Code are filed against the defaulting establishments who deduct employees` share but fail to remit the same to the Employees` Provident Fund Organisation.